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Attorneys for Defendants  
6 *Edward Etkin, and*  
7 *Law Offices of Edward Etkin, Esq. PC*

8 UNITED STATES DISTRICT COURT  
9 DISTRICT OF NEVADA

10 SHANA LEE MCCART-POLLAK, ) Case No. 2:17-cv-00042-RFB-CWH  
11 )  
Plaintiff, )  
12 vs. )  
13 )  
EDWARD ETKIN, an individual; LAW )  
OFFICES OF EDWARD ETKIN, ESQ. PC )  
14 a New York business entity; DOES I )  
Through X; ROE BUSINESS ENTITIES )  
15 I through X, inclusive, )  
16 )  
Defendants. )  
17 )

18 **STIPULATION AND PROPOSED ORDER**  
19 **RE: AMENDED SCHEDULING ORDER (ECF NO. 69)**

20 Plaintiff Shana Lee McCart-Pollak, in pro per, and Defendants Edward Etkin and the  
21 Law Offices of Edward Etkin, Esq. PC, by and through their undersigned counsel, hereby  
22 submit the following proposed amendment to the Amended Scheduling Order previously  
23 entered by this Court (ECF No. 69).

24 In the Amended Scheduling Order, it provides in relevant part as follows:

25 a. Plaintiff shall produce the text messages, voicemails, and emails  
26 identified by her pursuant to FRCP 26 and which are responsive to Defendants'  
27 requests for production on or before February 1, 2018. This may be done in  
28 cooperation with Holo, an IT vendor retained and paid for by Defendants.  
Plaintiff may produce the emails without the use of Holo's services if she is  
able.

1                   b.     Plaintiff shall produce the complete contents of the United States  
2 Patent and Trademark Office patent application file wrappers / file histories for  
the '099 and '458 applications on or before February 1, 2018.

3 (ECF No. 69, Amended Scheduling Order.)

4             The Court entered its Protective Order in this case on January 22, 2018 (ECF No. 75).  
5 Since then, Defendants have provided the Protective Order to Holo Discovery, and Holo returned  
6 a signed Exhibit A – Certification on January 29, 2018. Defendants' counsel is now in the  
7 process of securing Mr. Etkin's signatures on Holo's standard *Terms and Conditions* document,  
8 and an *Addendum* to that document to which Plaintiff and Defendants have agreed. There is not  
9 sufficient time between now and February 1, 2018 within which to coordinate a meeting between  
10 Plaintiff and Holo so that Holo may conduct the work necessary to download the responsive text  
11 messages, voicemails, and emails identified by Plaintiff pursuant to FRCP 26 and which are  
12 responsive to Defendants' requests for production.

13             Further, Plaintiff has requested, and Defendants have agreed, that Defendants will secure  
14 the signature of their expert, Bruce Dahl, Esq., on the Certification attached as Exhibit A to the  
15 Protective Order (ECF No.75) before Plaintiff produces the materials addressed by paragraph  
16 1(b) of the Amended Scheduling Order (ECF No. 69). Defendants are still in the process of  
17 doing so.

18             Accordingly, the parties stipulate, and request the Court to order, that paragraph 1(a) of  
19 the Amended Scheduling Order be further amended to provide:

20                   a.     Plaintiff shall produce the text messages, voicemails, and emails  
21 identified by her pursuant to FRCP 26 and which are responsive to Defendants'  
22 requests for production on or before **March 1, 2018**. This may be done in  
23 cooperation with Holo, an IT vendor retained and paid for by Defendants.  
Plaintiff may produce the emails without the use of Holo's services if she is  
able.

24                   b.     Plaintiff shall produce the complete contents of the United States  
25 Patent and Trademark Office patent application file wrappers / file histories for  
the '099 and '458 applications on or before **March 1, 2018**.

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1 WHEREFORE, Plaintiff and Defendants stipulate and request that the Court amend the  
2 Amended Scheduling Order (ECF No. 69) as set forth above.

3 DATED this 31<sup>st</sup> day of January, 2018.

DATED this 31st day of January, 2018.

4 LAXALT & NOMURA, LTD.

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*/s/ Shana McCart-Pollak*  
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*Plaintiff in Pro Per*

13 **ORDER**

14 IT IS SO ORDERED.

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17 UNITED STATES MAGISTRATE JUDGE

18 DATED February 1, 2018  
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